

Fill in this information to identify the case:

United States Bankruptcy Court for the:

**Eastern District of California**

Case number (if known): \_\_\_\_\_ Chapter **11**

☐ Check if this is an amended filing

## Official Form 201

# Voluntary Petition for Non-Individuals Filing for Bankruptcy

04/25

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name **Fred Rau Dairy, Inc**

2. All other names debtor used in the last 8 years

Include any assumed names, trade names, and *doing business as names*

3. Debtor's federal Employer Identification Number (EIN) **9 4 - 2 3 6 3 5 5 5**

4. Debtor's address

Principal place of business

Mailing address, if different from principal place of business

**10255 W Manning**

Number Street

**Fresno, CA 93706**

City State ZIP Code

**Fresno**

County

Number Street

City State ZIP Code

Location of principal assets, if different from principal place of business

Number Street

City State ZIP Code

5. Debtor's website (URL)

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify: \_\_\_\_\_

Debtor **Fred Rau Dairy, Inc**

Name

Case number (if known)

**7. Describe debtor's business**

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

**8. Under which chapter of the Bankruptcy Code is the debtor filing?**

Check one:

- ☐ Chapter 7
- ☐ Chapter 9
- ☒ Chapter 11. Check all that apply:
- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,424,000 (amount subject to adjustment on 4/01/28 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and it chooses to proceed under Subchapter V of Chapter 11.
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.
- ☐ Chapter 12

**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

☒ No

☐ Yes. District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY

District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY

If more than 2 cases, attach a separate list.

**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**

☒ No

☐ Yes. Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
District \_\_\_\_\_ When \_\_\_\_\_  
MM / DD / YYYY

Case number, if known \_\_\_\_\_

List all cases. If more than 1, attach a separate list.

Debtor Fred Rau Dairy, Inc  
Name

Case number (if known) \_\_\_\_\_

**11. Why is the case filed in *this* district?**

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

**12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?**

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention?** (Check all that apply.)

☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard?  
\_\_\_\_\_

☐ It needs to be physically secured or protected from the weather.

☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐ Other \_\_\_\_\_

**Where is the property?** \_\_\_\_\_

Number Street

City

State

ZIP Code

**Is the property insured?**

☐ No

☐ Yes. Insurance agency \_\_\_\_\_  
Contact name \_\_\_\_\_  
Phone \_\_\_\_\_

**Statistical and administrative information**

**13. Debtor's estimation of available funds?**

Check one:

- ☐ Funds will be available for distribution to unsecured creditors.
- ☒ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

**14. Estimated number of creditors**

- ☐ 1-49 ☒ 50-99 ☐ 1,000-5,000 ☐ 5,001-10,000 ☐ 25,001-50,000 ☐ 50,000-100,000
- ☐ 100-199 ☐ 200-999 ☐ 10,001-25,000 ☐ More than 100,000

**15. Estimated assets**

- ☐ \$0-\$50,000 ☐ \$1,000,001-\$10 million ☐ \$500,000,001-\$1 billion
- ☐ \$50,001-\$100,000 ☒ \$10,000,001-\$50 million ☐ \$1,000,000,001-\$10 billion
- ☐ \$100,001-\$500,000 ☐ \$50,000,001-\$100 million ☐ \$10,000,000,001-\$50 billion
- ☐ \$500,001-\$1 million ☐ \$100,000,001-\$500 million ☐ More than \$50 billion

Debtor **Fred Rau Dairy, Inc**  
Name

Case number (if known)

16. Estimated liabilities
- |  |   |  |
|--|---|--|
| <input type="checkbox"/> \$0-\$50,000          | <input type="checkbox"/> \$1,000,001-\$10 million             | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input type="checkbox"/> \$50,001-\$100,000    | <input checked="" type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input type="checkbox"/> \$100,001-\$500,000   | <input type="checkbox"/> \$50,000,001-\$100 million           | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million          | <input type="checkbox"/> More than \$50 billion        |

**Request for Relief, Declaration, and Signatures**

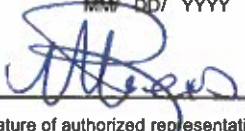
**WARNING –** Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

- ☒ The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
- ☒ I have been authorized to file this petition on behalf of the debtor.
- ☒ I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 05/29/2025  
MM/ DD/ YYYY

X   
Signature of authorized representative of debtor

Michael Reid  
Printed name

Title CRO

18. Signature of attorney

X /s/ Peter Fear  
Signature of attorney for debtor

Date 05/29/2025  
MM/ DD/ YYYY

Peter Fear  
Printed name

Fear Waddell, P.C.  
Firm name

7650 N. Palm Avenue Suite 101  
Number Street

Fresno CA 93711  
City State ZIP Code

(559) 436-6575 pfear@fearlaw.com  
Contact phone Email address

207238 CA  
Bar number State

Fill in this information to identify the case:	
Debtor name	<u>Fred Rau Dairy, Inc</u>
United States Bankruptcy Court for the:	<u>Eastern District of California</u>
Case number (if known):	<u></u>

☐ Check if this is an amended filing

## Official Form 204

### Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an *insider*, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1	PG&E PO Box 997300 Sacramento, CA 95899-7300						\$2,645,801.48
2	Internal Revenue Service PO Box 7346 Philadelphia, PA 19101-7346						\$1,161,394.68
3	Valley Agronomics 12800 W Shields Ave Kerman, CA 93630		fka Stanislaus Farming Supply				\$558,126.22
4	Associated Feed & Supply Co. PO Box 2367 Turlock, CA 95381		UCC filed 12/2024				\$381,069.98
5	Phillips Silage Harvesting 2723 W American Ave Fresno, CA 93706-9705						\$367,059.92
6	Avila Dairy Equipment Inc PO Box 1756 Hanford, CA 93232						\$348,853.20
7	Secure by Winfield United PO Box 64949 Saint Paul, MN 55164-0949						\$343,827.32
8	Veterinary Pharmaceuticals, Inc 13159 13th Road West Hanford, CA 93230-9665						\$343,434.25

Debtor **Fred Rau Dairy, Inc**

Name

Case number (if known)

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
9	Franchise Tax Board Bankruptcy Section MS A-340 PO Box 2952 Sacramento, CA 95812-2952						\$198,212.13
10	Nutrien Ag Solutions, Inc 5296 Harvest Lake Dr Hanford, CA 93230		Case No. 24CECG04057				\$128,820.73
11	Zenith Insurance Company Agribusiness Solutions PO Box 742575 Los Angeles, CA 90074-2575						\$126,486.00
12	F&S Ranches 211 W Serena Ave Clovis, CA 93619						\$123,086.12
13	Javier Perez c/o Bibiyan Law Group PC 1460 Westwood Blvd Los Angeles, CA 90024		Case 21CECG03139 Settlement.				\$100,000.00
14	Semper Hay & Grain, Inc PO Box 409 Kerman, CA 93630						\$93,750.15
15	ATI Machinery PO Box 445 Five Points, CA 93624						\$89,919.48
16	Dairy Equipment Center San Joaquin Valley Dairy Robotics, Inc 20035 W Bradbury Rd Turlock, CA 95380						\$57,390.26
17	Gleim Crown Pump, Inc. P.O. Box 12585 Fresno, CA 93778						\$55,489.50
18	Loraine Trigueiro Custom Farming, LLC PO Box 339 Caruthers, CA 93609						\$47,338.08
19	BeeHero 4225 S Highland Ave Del Rey, CA 93616						\$35,000.00
20	Central CA Almond Growers Association, CCAGA PO Box 338 Kerman, CA 93630-0338						\$29,970.97

**BOARD RESOLUTION AUTHORIZING BANKRUPTCY FILING BY**  
**FRED RAU DAIRY, INC. A California corporation**  
**(Authorization for Bankruptcy Filing)**


The undersigned, William Fred Rau, being the sole member of the board of directors and sole shareholder of Fred Rau Dairy, Inc., a California corporation (the "Company"), hereby (i) consent to and take the actions set forth in the resolutions below by unanimous consent, which resolutions shall have the same force and effect as if adopted by an affirmative vote at a meeting of the Board duly called and held, (ii) waive all requirements of notice pursuant to Company bylaws, and (iii) direct that this consent (the "Consent") be filed with the minutes of the proceedings of the Company:

1. They are all of the Shareholders of the Company and all the members of the Board of Directors of the Company. In addition, William Fred Rau is the Chief Executive Officer and Chief Financial Officer for the Company. The Company is organized and existing under the laws of the State of California.

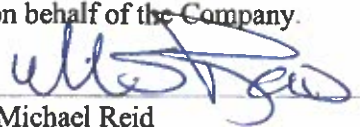
2. The undersigned believes that the Company must file a voluntary bankruptcy petition under Chapter 11 of the Bankruptcy Code.

3. Michael Reid, is hereby appointed Chief Restructuring Officer of the Company, and in that capacity, has the authority and is hereby directed in the name and on behalf of the Company to make, execute, and file a petition for reorganization under the Bankruptcy Code at any time, to file any schedules, motions, plans, and other documents necessary to carry out this resolution, to pay any fees from Company funds necessary to carry out this resolution, to employ Peter Fear, Fear Waddell, P.C., to represent the Company in the bankruptcy proceeding, and to take all actions necessary or advisable in order to carry out and perform the resolutions described herein. Michael Reid is appointed as the Company's representative for all purposes in the proposed bankruptcy case and shall speak on behalf of the Company with regard to the bankruptcy case.

IN WITNESS WHEREOF, the parties have executed this Resolution as of this 7th day of January 2025.

By:   
William Fred Rau,  
Sole Shareholder, Sole Director, &  
Chief Executive Officer

I, Michael Reid, accept appointment as Chief Restructuring Officer of the Company and agree to take the actions described above on behalf of the Company.

By:   
Michael Reid